

III. Appendices

Appendix A. Legislative Reference

Title 38: WATERS AND NAVIGATION

Chapter 24: SOLID WASTE MANAGEMENT AND RECYCLING (HEADING: PL 1995, c. 465, Pt. A, @26 (rpr))

Subchapter 2: SOLID WASTE PLANNING (HEADING: PL 1995, c. 465, Pt. A, @32 (rpr))

§2122. State waste management and recycling plan

The office shall prepare an analysis of, and a plan for, the management, reduction and recycling of solid waste for the State. The plan must be based on the priorities and recycling goals established in sections 2101 and 2132. The plan must provide guidance and direction to municipalities in planning and implementing waste management and recycling programs at the state, regional, and local levels.

1. Consultation. In developing the state plan, the office shall consult with the department. The office shall solicit public input and may hold hearings in different regions of the State.

2. Revisions. The office shall revise the analysis by January 1, 1998 and every 5 years after that time to incorporate changes in waste generation trends, changes in waste recycling and disposal technologies, development of new waste generating activities and other factors affecting solid waste management as the office finds appropriate.

§2123-B. Review of policy

In conjunction with revisions of the [State Waste Management and Recycling] plan as determined appropriate by the office, but no less often than once every 5 years, the office shall establish a broad-based task force, including representatives of groups interested in solid waste management policy. During the course of its study, the task force shall consult with members of the joint standing committee of the Legislature having jurisdiction over natural resources matters.

The task force shall review state solid waste management policy, including:

- the timeline and establishment process for the development of a state-owned solid waste disposal facility;
- host community benefits;
- the development of commercial solid waste facilities and the economic competitiveness of commercial facilities;
- the appropriateness of developing regional disposal facilities to better serve municipalities and businesses;
- the continued development and expansion of beneficial reuse and recycling; and
- the proper role of municipal zoning and other local control in regard to siting, expansion and operation of solid waste disposal facilities;

and shall report its findings and recommendations to the Governor, the Department [of Environmental Protection], and the joint standing committee of the Legislature having jurisdiction over natural resource matters. [1999, c. 527, §1 (amd).]